

## NADINE CAROL HESLIP

JULY 19, 1951.—Committed to the Committee of the Whole House and ordered to be printed

Mr. WALTER, from the Committee on the Judiciary, submitted the following

### REPORT

[To accompany H. R. 4463]

The Committee on the Judiciary, to whom was referred the bill (H. R. 4463) to effect the entry of a minor child adopted by a citizen of the United States, having considered the same, report favorably thereon with an amendment and recommend that the bill do pass.

The amendment is as follows:

Amend the title so as to read:

A bill for the relief of Nadine Carol Heslip.

#### PURPOSE OF THE BILL

The purpose of this bill, as amended, is to facilitate the admission into the United States of the adopted minor child of a United States citizen presently serving in the Armed Forces of the United States.

#### GENERAL INFORMATION

Mr. Scrivner, the author of this legislation, wrote to the chairman of a subcommittee of the Committee on the Judiciary urging the enactment of his bill. The said letter, with enclosure, reads as follows:

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
Washington, D. C., June 15, 1951.

HON. FRANCIS E. WALTER,  
*Chairman, Immigration Subcommittee, Committee on the Judiciary,  
House of Representatives, Washington, D. C.*

DEAR FRANCIS: Enclosed is a copy of a letter I am writing to Chairman Celler, transmitting a copy of H. R. 4463 and the evidence I have in support of the bill. This will in due time come to your subcommittee.

Present law permits the admission of adopted alien children who were living in Germany on July 1, 1950, but this child was not born until February. The

legal adoption has been accomplished under German law, and as I am informed an official birth certificate is being issued showing the name chosen by the new parents.

Mrs. Heslip is a war bride, still a British subject, but has been in this country and went to Germany when her husband was sent overseas. Her permanent residence is here and she has her reentry permit.

The necessity for speedy action arises from the fact that Sergeant Heslip is to be returned to the States in August. If this child cannot be admitted he will be required to leave his wife in Germany until the child's admission can be authorized. It will be very much appreciated, therefore, Francis, if you can do anything to speed this along. I am asking Senator Schoeppel to introduce a companion bill in the Senate.

With best personal regards, and assurances of my deep appreciation of anything you can do to get early action, I am,

Sincerely yours,

ERRETT P. SCRIVNER.

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
Washington, D. C., June 14, 1951.

Hon. EMANUEL CELLER,  
Chairman, Committee on Judiciary,  
House of Representatives, Washington, D. C.

DEAR MR. CHAIRMAN: Enclosed is a copy of a bill I am introducing to effect the entry into the United States of Nadine Carol Heslip, the adopted daughter of Sgt. Walter A. Heslip, United States Air Force, and his wife, Patricia Thomas Heslip.

This child was born in Wiesbaden, Germany, on February 13, 1951, and first named Christa Milena Arnold. The adoption of this child by the Heslips was ratified by the court of chancery at Wiesbaden on the 5th day of June 1951. A certified translation of the decision of the court is attached.

Attached, too, is a copy of the permission of military authorities for granting authorization for the German courts to exercise jurisdiction in these adoption proceedings, and a sealed copy of the authorization issued by the office of the United States High Commissioner for Germany, together with a letter to me from Sergeant Heslip in which he advises that upon adoption a birth certificate is to issue for this child in the name of Nadine Carol Heslip.

An urgency exists in this case in that Sergeant Heslip is due to be returned to the United States in August on rotation, and without this authority he and his wife cannot under existing law bring this child back with them. It is therefore requested that the departmental report on the case be called for at the earliest possible date and that consideration of the bill be expedited as much as conditions will permit that the authority to admit the child may, if possible, be accomplished by the time this serviceman and his wife are scheduled for return to the States.

With thanks for your cooperation, I am

Sincerely yours,

ERRETT P. SCRIVNER.

In addition, Mr. Scrivner supplied the committee with the following documents in support of this legislation:

THE FOREIGN SERVICE OF THE  
UNITED STATES OF AMERICA,  
AMERICAN CONSULATE GENERAL,

Frankfort on the Main, Germany, June 25, 1951.

Staff Sgt. WALTER A. HESLIP,

Seven Thousand One Hundred. Fiftieth Maintenance Squadron,

APO 633, in care of United States Army.

DEAR SERGEANT HESLIP: The consulate general regrets to inform you that your adopted daughter, Nadine Carol Heslip, formerly known as Christa Milna Arnold, born February 13, 1951, at Wiesbaden, Land Hesse, Germany, is not eligible to receive consideration for a special nonquota immigration visa to the United States under section 2(f) of the Displaced Persons Act of 1948, as amended, inasmuch as one of the provisions of that act stipulates that the orphan child must have been a resident of one of several countries including Germany prior to June 30, 1950, and Nadine was not born until February 13, 1951. Therefore, she is, unfortunately,

not entitled to any preference or priority under current immigration laws and regulations, and the only possible way to facilitate her entry into the United States would be for Congress to enact a private bill for her relief. Otherwise, she will have to wait her turn on the waiting list of intending immigrants in the non-preference category under the German quota, and due to her late date of registration, namely June 1, 1951, it is not possible at this time to predict when her turn will be reached.

You may rest assured that the consulate general is according your adopted daughter every consideration consistent with existing immigration laws and regulations.

Very truly yours,

JAMES P. PARKER,  
*American Vice Consul*  
(For the Consul General).

WIESBADEN, GERMANY, June 9, 1951.

ERRETT P. SCRIVNER,  
*House of Representatives, Congress of the United States,*  
*Washington, D. C.:*

In answer to your letter of May 14 regarding the problem of the admission of my adopted daughter into the United States, I am forwarding certain information that you have requested.

The name of the child prior adoption was Christa Milena Arnold and after the adoption the child will receive a birth certificate in the name of Nadine Carol Heslip. Date of birth of the child is February 13, 1951, and the adoption was formally completed in German court on June 5, 1951. My wife, Mrs. Patricia T. Heslip, is of British nationality and a resident of the United States possessing current reentry and visa documents. We were married in London, England, August 15, 1945.

Enclosed herewith are documents that may be helpful and verify the existence of this case. The papers are the EUCOM Army approval, HICOG, authorization of German legal action, and the English translation of the German law court proceeding which makes the child my responsibility.

As you state, we have no way of knowing how this case will be dealt with by the committee in charge of affairs in regards to cases of this nature. But I am confident that every consideration will be undertaken.

I remain sincerely,

WALTER A. HESLIP,  
*Staff Sergeant, AF37234886,*  
*Seven Thousand One Hundred and Fiftieth Maintenance Squadron,*  
*APO 633, care of Postmaster, New York, N. Y.*

OFFICE OF THE UNITED STATES  
HIGH COMMISSIONER FOR GERMANY,  
OFFICE OF THE EXECUTIVE SECRETARY,  
*APO 757-A, Frankfurt.*

AUTHORIZATION

To: Minister President of Hesse.

Your reference: None.

Office: Office of the United States High Commissioner for Germany.

Case: Staff Sgt. Walter A. Heslip and Mrs. Patricia T. Heslip, nee Thomas—  
adoption of minor Christa Milena Arnold.

Pursuant to article 2 of AHC Law No. 13, Judicial Powers in the Reserved Fields, the competent German courts are hereby authorized to exercise jurisdiction in the above-named case, subject, however, to the other provisions of the said law.

[SEAL]

ERIC G. GRATION, *Staff Secretary.*

APO 403, June 1, 1951.

OFFICE OF THE UNITED STATES HIGH COMMISSIONER FOR GERMANY,  
Office of General Counsel, Administration of Justice Division,  
APO 757-A, United States Army.

DEAR SIRS: This headquarters has no objection to granting authorization for the German courts to exercise jurisdiction in the following adoption proceeding: Staff Sgt. Walter A. Heslip and Mrs. Patricia T. Heslip, re minor child, Christa Milena Arnold.

Sincerely,

V. M. SMITH,  
Lieutenant Colonel AGC, Assistant Adjutant General.

DECISION (4 B VII, 30389)  
[Certified translation from German to English]

To Mr. Walter Albert Heslip, Wiesbaden, Holsteinstrasse 7;

Ratification is given, in the name of the minor child, by the court of chancery to the contract of adoption of a child, concluded May 2, 1951, between the town official, Christian Ehses, Wiesbaden, Viktoriastrasse 47, handling by power of the Youth Authority of the town of Wiesbaden as official guardian of Christa Milena Arnold, born in Wiesbaden on February 13, 1951, from one side, and the married people, Staff Sgt. Walter Albert Heslip and Patricia, born Thomas, p. t. living in Wiesbaden, Holsteinstrasse 7, from other side (document register No. 48/51 of the notary, Dr. Franzen, Wiesbaden).

This ratification is done vis-à-vis the official guardian as the legal representative of the minor child.

In the same time the fore-mentioned contract of adoption of a child is ratified by the court, following sections 1741, 1754, German Civil Code, sections 65, 66 FGG, in connection with the adoption law of the State of Kansas.

The decision is legally in force.

[L. S.]

(Signed) WITTNER,  
Judge, Counselor of Court.

WIESBADEN, June 5, 1951. Amtsgericht. section 4b.  
Executed: Wiesbaden, June 5, 1951.

(Signed) ZIMMERMANN,  
Employee of Court as Document Official of the Office 4b of Amtsgericht.

I, the undersigned, Walter E. Voit, barrister; also: sworn interpreter of English for courts, notaries and registrar offices, district of the court, Wiesbaden, do certify the above translation from German to English as correct, made by me from the original.

[SEAL]

WALTER E. VOIT.

WIESBADEN, June 6, 1951. Theaterkolonnaden. Tel. 24621.

Upon consideration of all the facts in this case, the committee is of the opinion that H. R. 4463, as amended, should be enacted, and it accordingly recommends that the bill do pass.

